

**MARIJUANA DEFINITIONS AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Matthew H. Gwynn**

Senate Sponsor: \_\_\_\_\_

---

---

**LONG TITLE**

**General Description:**

This bill concerns marijuana and tetrahydrocannabinols.

**Highlighted Provisions:**

This bill:

- ▶ modifies the definition of "marijuana";
- ▶ modifies the description of "tetrahydrocannabinols"; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**58-37-2**, as last amended by Laws of Utah 2020, Chapter 12

**58-37-4**, as last amended by Laws of Utah 2020, Chapter 12

---

---

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **58-37-2** is amended to read:

**58-37-2. Definitions.**

(1) As used in this chapter:



28 (a) "Administer" means the direct application of a controlled substance, whether by  
29 injection, inhalation, ingestion, or any other means, to the body of a patient or research subject  
30 by:

31 (i) a practitioner or, in the practitioner's presence, by the practitioner's authorized agent;

32 or

33 (ii) the patient or research subject at the direction and in the presence of the  
34 practitioner.

35 (b) "Agent" means an authorized person who acts on behalf of or at the direction of a  
36 manufacturer, distributor, or practitioner but does not include a motor carrier, public  
37 warehouseman, or employee of any of them.

38 (c) "Consumption" means ingesting or having any measurable amount of a controlled  
39 substance in a person's body, but this Subsection (1)(c) does not include the metabolite of a  
40 controlled substance.

41 (d) "Continuing criminal enterprise" means any individual, sole proprietorship,  
42 partnership, corporation, business trust, association, or other legal entity, and any union or  
43 groups of individuals associated in fact although not a legal entity, and includes illicit as well  
44 as licit entities created or maintained for the purpose of engaging in conduct which constitutes  
45 the commission of episodes of activity made unlawful by [~~Title 58,~~] Chapter 37, Utah  
46 Controlled Substances Act, Chapter 37a, Utah Drug Paraphernalia Act, Chapter 37b, Imitation  
47 Controlled Substances Act, Chapter 37c, Utah Controlled Substance Precursor Act, or Chapter  
48 37d, Clandestine Drug Lab Act, which episodes are not isolated, but have the same or similar  
49 purposes, results, participants, victims, methods of commission, or otherwise are interrelated  
50 by distinguishing characteristics. Taken together, the episodes shall demonstrate continuing  
51 unlawful conduct and be related either to each other or to the enterprise.

52 (e) "Control" means to add, remove, or change the placement of a drug, substance, or  
53 immediate precursor under Section [58-37-3](#).

54 (f) (i) "Controlled substance" means a drug or substance:

55 (A) included in Schedules I, II, III, IV, or V of Section [58-37-4](#);

56 (B) included in Schedules I, II, III, IV, or V of the federal Controlled Substances Act,  
57 Title II, P.L. 91-513;

58 (C) that is a controlled substance analog; or

59 (D) listed in Section 58-37-4.2.

60 (ii) "Controlled substance" does not include:

61 (A) distilled spirits, wine, or malt beverages, as those terms are defined in Title 32B,  
62 Alcoholic Beverage Control Act;

63 (B) any drug intended for lawful use in the diagnosis, cure, mitigation, treatment, or  
64 prevention of disease in human or other animals, which contains ephedrine, pseudoephedrine,  
65 norpseudoephedrine, or phenylpropanolamine if the drug is lawfully purchased, sold,  
66 transferred, or furnished as an over-the-counter medication without prescription; or

67 (C) dietary supplements, vitamins, minerals, herbs, or other similar substances  
68 including concentrates or extracts, which:

69 (I) are not otherwise regulated by law; and

70 (II) may contain naturally occurring amounts of chemical or substances listed in this  
71 chapter, or in rules adopted pursuant to Title 63G, Chapter 3, Utah Administrative Rulemaking  
72 Act.

73 (g) (i) "Controlled substance analog" means:

74 (A) a substance the chemical structure of which is substantially similar to the chemical  
75 structure of a controlled substance listed in Schedules I and II of Section 58-37-4, a substance  
76 listed in Section 58-37-4.2, or in Schedules I and II of the federal Controlled Substances Act,  
77 Title II, P.L. 91-513;

78 (B) a substance which has a stimulant, depressant, or hallucinogenic effect on the  
79 central nervous system substantially similar to the stimulant, depressant, or hallucinogenic  
80 effect on the central nervous system of controlled substances listed in Schedules I and II of  
81 Section 58-37-4, substances listed in Section 58-37-4.2, or substances listed in Schedules I and  
82 II of the federal Controlled Substances Act, Title II, P.L. 91-513; or

83 (C) A substance which, with respect to a particular individual, is represented or  
84 intended to have a stimulant, depressant, or hallucinogenic effect on the central nervous system  
85 substantially similar to the stimulant, depressant, or hallucinogenic effect on the central  
86 nervous system of controlled substances listed in Schedules I and II of Section 58-37-4,  
87 substances listed in Section 58-37-4.2, or substances listed in Schedules I and II of the federal  
88 Controlled Substances Act, Title II, P.L. 91-513.

89 (ii) "Controlled substance analog" does not include:

90 (A) a controlled substance currently scheduled in Schedules I through V of Section  
91 58-37-4;

92 (B) a substance for which there is an approved new drug application;

93 (C) a substance with respect to which an exemption is in effect for investigational use  
94 by a particular person under Section 505 of the Food, Drug, and Cosmetic Act, 21 U.S.C. 355,  
95 to the extent the conduct with respect to the substance is permitted by the exemption;

96 (D) any substance to the extent not intended for human consumption before an  
97 exemption takes effect with respect to the substance;

98 (E) any drug intended for lawful use in the diagnosis, cure, mitigation, treatment, or  
99 prevention of disease in man or other animals, which contains ephedrine, pseudoephedrine,  
100 norpseudoephedrine, or phenylpropanolamine if the drug is lawfully purchased, sold,  
101 transferred, or furnished as an over-the-counter medication without prescription; or

102 (F) dietary supplements, vitamins, minerals, herbs, or other similar substances  
103 including concentrates or extracts, which are not otherwise regulated by law, which may  
104 contain naturally occurring amounts of chemical or substances listed in this chapter, or in rules  
105 adopted pursuant to Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

106 (h) (i) "Conviction" means a determination of guilt by verdict, whether jury or bench,  
107 or plea, whether guilty or no contest, for any offense proscribed by:

108 (A) Chapter 37, Utah Controlled Substances Act;

109 (B) Chapter 37a, Utah Drug Paraphernalia Act;

110 (C) Chapter 37b, Imitation Controlled Substances Act;

111 (D) Chapter 37c, Utah Controlled Substance Precursor Act; or

112 (E) Chapter 37d, Clandestine Drug Lab Act; or

113 (ii) for any offense under the laws of the United States and any other state which, if  
114 committed in this state, would be an offense under:

115 (A) Chapter 37, Utah Controlled Substances Act;

116 (B) Chapter 37a, Utah Drug Paraphernalia Act;

117 (C) Chapter 37b, Imitation Controlled Substances Act;

118 (D) Chapter 37c, Utah Controlled Substance Precursor Act; or

119 (E) Chapter 37d, Clandestine Drug Lab Act.

120 (i) "Counterfeit substance" means:

121 (i) any controlled substance or container or labeling of any controlled substance that:

122 (A) without authorization bears the trademark, trade name, or other identifying mark,  
123 imprint, number, device, or any likeness of them, of a manufacturer, distributor, or dispenser  
124 other than the person or persons who in fact manufactured, distributed, or dispensed the  
125 substance which falsely purports to be a controlled substance distributed by any other  
126 manufacturer, distributor, or dispenser; and

127 (B) a reasonable person would believe to be a controlled substance distributed by an  
128 authorized manufacturer, distributor, or dispenser based on the appearance of the substance as  
129 described under Subsection (1)(i)(i)(A) or the appearance of the container of that controlled  
130 substance; or

131 (ii) any substance other than under Subsection (1)(i)(i) that:

132 (A) is falsely represented to be any legally or illegally manufactured controlled  
133 substance; and

134 (B) a reasonable person would believe to be a legal or illegal controlled substance.

135 (j) "Deliver" or "delivery" means the actual, constructive, or attempted transfer of a  
136 controlled substance or a listed chemical, whether or not an agency relationship exists.

137 (k) "Department" means the Department of Commerce.

138 (l) "Depressant or stimulant substance" means:

139 (i) a drug which contains any quantity of barbituric acid or any of the salts of barbituric  
140 acid;

141 (ii) a drug which contains any quantity of:

142 (A) amphetamine or any of its optical isomers;

143 (B) any salt of amphetamine or any salt of an optical isomer of amphetamine; or

144 (C) any substance which the Secretary of Health and Human Services or the Attorney  
145 General of the United States after investigation has found and by regulation designated  
146 habit-forming because of its stimulant effect on the central nervous system;

147 (iii) lysergic acid diethylamide; or

148 (iv) any drug which contains any quantity of a substance which the Secretary of Health  
149 and Human Services or the Attorney General of the United States after investigation has found  
150 to have, and by regulation designated as having, a potential for abuse because of its depressant  
151 or stimulant effect on the central nervous system or its hallucinogenic effect.

152 (m) "Dispense" means the delivery of a controlled substance by a pharmacist to an  
153 ultimate user pursuant to the lawful order or prescription of a practitioner, and includes  
154 distributing to, leaving with, giving away, or disposing of that substance as well as the  
155 packaging, labeling, or compounding necessary to prepare the substance for delivery.

156 (n) "Dispenser" means a pharmacist who dispenses a controlled substance.

157 (o) "Distribute" means to deliver other than by administering or dispensing a controlled  
158 substance or a listed chemical.

159 (p) "Distributor" means a person who distributes controlled substances.

160 (q) "Division" means the Division of Occupational and Professional Licensing created  
161 in Section [58-1-103](#).

162 (r) (i) "Drug" means:

163 (A) a substance recognized in the official United States Pharmacopoeia, Official  
164 Homeopathic Pharmacopoeia of the United States, or Official National Formulary, or any  
165 supplement to any of them, intended for use in the diagnosis, cure, mitigation, treatment, or  
166 prevention of disease in humans or animals;

167 (B) a substance that is required by any applicable federal or state law or rule to be  
168 dispensed by prescription only or is restricted to administration by practitioners only;

169 (C) a substance other than food intended to affect the structure or any function of the  
170 body of humans or other animals; and

171 (D) substances intended for use as a component of any substance specified in  
172 Subsections (1)(r)(i)(A), (B), and (C).

173 (ii) "Drug" does not include dietary supplements.

174 (s) "Drug dependent person" means any individual who unlawfully and habitually uses  
175 any controlled substance to endanger the public morals, health, safety, or welfare, or who is so  
176 dependent upon the use of controlled substances as to have lost the power of self-control with  
177 reference to the individual's dependency.

178 (t) "Food" means:

179 (i) any nutrient or substance of plant, mineral, or animal origin other than a drug as  
180 specified in this chapter, and normally ingested by human beings; and

181 (ii) foods for special dietary uses as exist by reason of a physical, physiological,  
182 pathological, or other condition including but not limited to the conditions of disease,

183 convalescence, pregnancy, lactation, allergy, hypersensitivity to food, underweight, and  
184 overweight; uses for supplying a particular dietary need which exist by reason of age including  
185 but not limited to the ages of infancy and childbirth, and also uses for supplementing and for  
186 fortifying the ordinary or unusual diet with any vitamin, mineral, or other dietary property for  
187 use of a food. Any particular use of a food is a special dietary use regardless of the nutritional  
188 purposes.

189 (u) "Immediate precursor" means a substance which the Attorney General of the United  
190 States has found to be, and by regulation designated as being, the principal compound used or  
191 produced primarily for use in the manufacture of a controlled substance, or which is an  
192 immediate chemical intermediary used or likely to be used in the manufacture of a controlled  
193 substance, the control of which is necessary to prevent, curtail, or limit the manufacture of the  
194 controlled substance.

195 (v) "Indian" means a member of an Indian tribe.

196 (w) "Indian religion" means any religion:

197 (i) the origin and interpretation of which is from within a traditional Indian culture or  
198 community; and

199 (ii) which is practiced by Indians.

200 (x) "Indian tribe" means any tribe, band, nation, pueblo, or other organized group or  
201 community of Indians, including any Alaska Native village, which is legally recognized as  
202 eligible for and is consistent with the special programs, services, and entitlements provided by  
203 the United States to Indians because of their status as Indians.

204 (y) "Manufacture" means the production, preparation, propagation, compounding, or  
205 processing of a controlled substance, either directly or indirectly by extraction from substances  
206 of natural origin, or independently by means of chemical synthesis or by a combination of  
207 extraction and chemical synthesis.

208 (z) "Manufacturer" includes any person who packages, repackages, or labels any  
209 container of any controlled substance, except pharmacists who dispense or compound  
210 prescription orders for delivery to the ultimate consumer.

211 (aa) (i) "Marijuana" means all species of the genus cannabis and all parts of the genus,  
212 whether growing or not, including:

213 (A) seeds;

214 ~~[(B) resin extracted from any part of the plant, including the resin extracted from the~~  
215 ~~mature stalks;]~~

216 ~~[(C)]~~ (B) every compound, manufacture, salt, ~~[derivative,]~~ mixture, or preparation of  
217 the plant~~;~~ or seeds~~;~~ ~~or resin~~; and

218 ~~[(D)]~~ (C) any synthetic equivalents of the substances contained in the plant cannabis  
219 sativa or any other species of the genus cannabis which are chemically indistinguishable and  
220 pharmacologically active.

221 (ii) "Marijuana" does not include:

222 (A) the mature stalks of the plant;

223 (B) fiber produced from the stalks;

224 (C) oil or cake made from the seeds of the plant;

225 (D) except as provided in Subsection (1)(aa)(i), any other compound, manufacture,  
226 salt, derivative, mixture, or preparation of the mature stalks, fiber, oil or cake;

227 (E) a component part or cannabinoid extracted or isolated from the plant, including  
228 extracted or isolated tetrahydrocannabinols;

229 ~~[(F)]~~ (F) the sterilized seed of the plant which is incapable of germination; or

230 ~~[(G)]~~ (G) any compound, mixture, or preparation approved by the federal Food and  
231 Drug Administration under the federal Food, Drug, and Cosmetic Act, 21 U.S.C. Sec. 301 et  
232 seq. that is not listed in a schedule of controlled substances in Section 58-27-4 or in the federal  
233 Controlled Substances Act, Title II, P.L. 91-513.

234 (bb) "Money" means officially issued coin and currency of the United States or any  
235 foreign country.

236 (cc) "Narcotic drug" means any of the following, whether produced directly or  
237 indirectly by extraction from substances of vegetable origin, or independently by means of  
238 chemical synthesis, or by a combination of extraction and chemical synthesis:

239 (i) opium, coca leaves, and opiates;

240 (ii) a compound, manufacture, salt, derivative, or preparation of opium, coca leaves, or  
241 opiates;

242 (iii) opium poppy and poppy straw; or

243 (iv) a substance, and any compound, manufacture, salt, derivative, or preparation of the  
244 substance, which is chemically identical with any of the substances referred to in Subsection

245 (1)(cc)(i), (ii), or (iii), except narcotic drug does not include decocainized coca leaves or  
246 extracts of coca leaves which do not contain cocaine or ecgonine.

247 (dd) "Negotiable instrument" means documents, containing an unconditional promise  
248 to pay a sum of money, which are legally transferable to another party by endorsement or  
249 delivery.

250 (ee) "Opiate" means any drug or other substance having an addiction-forming or  
251 addiction-sustaining liability similar to morphine or being capable of conversion into a drug  
252 having addiction-forming or addiction-sustaining liability.

253 (ff) "Opium poppy" means the plant of the species *papaver somniferum* L., except the  
254 seeds of the plant.

255 (gg) "Person" means any corporation, association, partnership, trust, other institution or  
256 entity or one or more individuals.

257 (hh) "Poppy straw" means all parts, except the seeds, of the opium poppy, after  
258 mowing.

259 (ii) "Possession" or "use" means the joint or individual ownership, control, occupancy,  
260 holding, retaining, belonging, maintaining, or the application, inhalation, swallowing, injection,  
261 or consumption, as distinguished from distribution, of controlled substances and includes  
262 individual, joint, or group possession or use of controlled substances. For a person to be a  
263 possessor or user of a controlled substance, it is not required that the person be shown to have  
264 individually possessed, used, or controlled the substance, but it is sufficient if it is shown that  
265 the person jointly participated with one or more persons in the use, possession, or control of  
266 any substances with knowledge that the activity was occurring, or the controlled substance is  
267 found in a place or under circumstances indicating that the person had the ability and the intent  
268 to exercise dominion and control over it.

269 (jj) "Practitioner" means a physician, dentist, naturopathic physician, veterinarian,  
270 pharmacist, scientific investigator, pharmacy, hospital, or other person licensed, registered, or  
271 otherwise permitted to distribute, dispense, conduct research with respect to, administer, or use  
272 in teaching or chemical analysis a controlled substance in the course of professional practice or  
273 research in this state.

274 (kk) "Prescribe" means to issue a prescription:

275 (i) orally or in writing; or

276 (ii) by telephone, facsimile transmission, computer, or other electronic means of  
277 communication as defined by division rule.

278 (ll) "Prescription" means an order issued:

279 (i) by a licensed practitioner, in the course of that practitioner's professional practice or  
280 by collaborative pharmacy practice agreement; and

281 (ii) for a controlled substance or other prescription drug or device for use by a patient  
282 or an animal.

283 (mm) "Production" means the manufacture, planting, cultivation, growing, or  
284 harvesting of a controlled substance.

285 (nn) "Securities" means any stocks, bonds, notes, or other evidences of debt or of  
286 property.

287 (oo) "State" means the state of Utah.

288 (pp) "Ultimate user" means any person who lawfully possesses a controlled substance  
289 for the person's own use, for the use of a member of the person's household, or for  
290 administration to an animal owned by the person or a member of the person's household.

291 (2) If a term used in this chapter is not defined, the definition and terms of Title 76,  
292 Utah Criminal Code, shall apply.

293 Section 2. Section **58-37-4** is amended to read:

294 **58-37-4. Schedules of controlled substances -- Schedules I through V -- Findings**  
295 **required -- Specific substances included in schedules.**

296 (1) There are established five schedules of controlled substances known as Schedules I,  
297 II, III, IV, and V which consist of substances listed in this section.

298 (2) Schedules I, II, III, IV, and V consist of the following drugs or other substances by  
299 the official name, common or usual name, chemical name, or brand name designated:

300 (a) Schedule I:

301 (i) Unless specifically excepted or unless listed in another schedule, any of the  
302 following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and  
303 ethers, when the existence of the isomers, esters, ethers, and salts is possible within the specific  
304 chemical designation:

305 (A) Acetyl-alpha-methylfentanyl

306 (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide);

- 307 (B) Acetyl fentanyl: (N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide);
- 308 (C) Acetylmethadol;
- 309 (D) Acryl fentanyl (N-(1-Phenethylpiperidin-4-yl)-N-phenylacrylamide);
- 310 (E) Allylprodine;
- 311 (F) Alphacetylmethadol, except levo-alphacetylmethadol also known as
- 312 levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM;
- 313 (G) Alphameprodine;
- 314 (H) Alphamethadol;
- 315 (I) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl]
- 316 propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine);
- 317 (J) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-
- 318 piperidinyl]-N-phenylpropanamide);
- 319 (K) Benzylpiperazine;
- 320 (L) Benzethidine;
- 321 (M) Betacetylmethadol;
- 322 (N) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-
- 323 piperidinyl]-N-phenylpropanamide);
- 324 (O) Beta-hydroxy-3-methylfentanyl, other name: N-[1-(2-hydroxy-2-
- 325 phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide;
- 326 (P) Betameprodine;
- 327 (Q) Betamethadol;
- 328 (R) Betaprodine;
- 329 (S) Butyryl fentanyl (N-(1-(2-phenylethyl)-4-piperidinyl)-N-phenylbutyramide);
- 330 (T) Clonitazene;
- 331 (U) Cyclopropyl fentanyl
- 332 (N-(1-Phenethylpiperidin-4-yl)-N-phenylcyclopropanecarboxamide);
- 333 (V) Dextromoramide;
- 334 (W) Diampromide;
- 335 (X) Diethylthiambutene;
- 336 (Y) Difenoxin;
- 337 (Z) Dimenoxadol;

- 338 (AA) Dimepheptanol;
- 339 (BB) Dimethylthiambutene;
- 340 (CC) Dioxaphetyl butyrate;
- 341 (DD) Dipipanone;
- 342 (EE) Ethylmethylthiambutene;
- 343 (FF) Etizolam
- 344 (1-Methyl-6-o-chlorophenyl-8-ethyl-4H-s-triazolo[3,4-c]thieno[2,3-e]1,4-diazepine);
- 345 (GG) Etonitazene;
- 346 (HH) Etoxeridine;
- 347 (II) Furanyl fentanyl (N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]
- 348 furan-2-carboxamide);
- 349 (JJ) Furethidine;
- 350 (KK) Hydroxypethidine;
- 351 (LL) Ketobemidone;
- 352 (MM) Levomoramide;
- 353 (NN) Levophenacymorphan;
- 354 (OO) Methoxyacetyl fentanyl
- 355 (2-Methoxy-N-(1-phenylethylpiperidinyl-4-yl)-N-acetamide);
- 356 (PP) Morpheridine;
- 357 (QQ) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
- 358 (RR) Noracymethadol;
- 359 (SS) Norlevorphanol;
- 360 (TT) Normethadone;
- 361 (UU) Norpipanone;
- 362 (VV) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4- piperidinyl]
- 363 propanamide);
- 364 (WW) Para-fluoroisobutyryl fentanyl
- 365 (N-(4-Fluorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide);
- 366 (XX) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 367 (YY) Phenadoxone;
- 368 (ZZ) Phenampromide;

- 369 (AAA) Phenomorphan;  
370 (BBB) Phenoperidine;  
371 (CCC) Piritramide;  
372 (DDD) Proheptazine;  
373 (EEE) Properidine;  
374 (FFF) Propiram;  
375 (GGG) Racemoramide;  
376 (HHH) Tetrahydrofuran fentanyl  
377 (N-(1-Phenethylpiperidin-4-yl)-N-phenyltetrahydrofuran-2-carboxamide);  
378 (III) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]- propanamide);  
379 (JJJ) Tilidine;  
380 (KKK) Trimeperidine;  
381 (LLL) 3-methylfentanyl, including the optical and geometric isomers  
382 (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]- N-phenylpropanamide);  
383 (MMM) 3-methylthiofentanyl  
384 (N-[(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide);  
385 (NNN) 3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methylbenzamide also  
386 known as U-47700; and  
387 (OOO) 4-cyano CUMYL-BUTINACA.  
388 (ii) Unless specifically excepted or unless listed in another schedule, any of the  
389 following opium derivatives, their salts, isomers, and salts of isomers when the existence of the  
390 salts, isomers, and salts of isomers is possible within the specific chemical designation:  
391 (A) Acetorphine;  
392 (B) Acetyldihydrocodeine;  
393 (C) Benzylmorphine;  
394 (D) Codeine methylbromide;  
395 (E) Codeine-N-Oxide;  
396 (F) Cyprenorphine;  
397 (G) Desomorphine;  
398 (H) Dihydromorphine;  
399 (I) Drotebanol;

- 400 (J) Etorphine (except hydrochloride salt);
- 401 (K) Heroin;
- 402 (L) Hydromorphenol;
- 403 (M) Methyldesorphine;
- 404 (N) Methylhydromorphine;
- 405 (O) Morphine methylbromide;
- 406 (P) Morphine methylsulfonate;
- 407 (Q) Morphine-N-Oxide;
- 408 (R) Myrophine;
- 409 (S) Nicocodeine;
- 410 (T) Nicomorphine;
- 411 (U) Normorphine;
- 412 (V) Pholcodine; and
- 413 (W) Thebacon.

414 (iii) Unless specifically excepted or unless listed in another schedule, any material,  
415 compound, mixture, or preparation which contains any quantity of the following hallucinogenic  
416 substances, or which contains any of their salts, isomers, and salts of isomers when the  
417 existence of the salts, isomers, and salts of isomers is possible within the specific chemical  
418 designation; as used in this Subsection (2)(a)(iii) only, "isomer" includes the optical, position,  
419 and geometric isomers:

- 420 (A) Alpha-ethyltryptamine, some trade or other names: etryptamine; Monase;  
421  $\alpha$ -ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole;  $\alpha$ -ET; and AET;
- 422 (B) 4-bromo-2,5-dimethoxy-amphetamine, some trade or other names:  
423 4-bromo-2,5-dimethoxy- $\alpha$ -methylphenethylamine; 4-bromo-2,5-DMA;
- 424 (C) 4-bromo-2,5-dimethoxyphenethylamine, some trade or other names:  
425 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus;
- 426 (D) 2,5-dimethoxyamphetamine, some trade or other names:  
427 2,5-dimethoxy- $\alpha$ -methylphenethylamine; 2,5-DMA;
- 428 (E) 2,5-dimethoxy-4-ethylamphetamine, some trade or other names: DOET;
- 429 (F) 4-methoxyamphetamine, some trade or other names:  
430 4-methoxy- $\alpha$ -methylphenethylamine; paramethoxyamphetamine, PMA;

- 431 (G) 5-methoxy-3,4-methylenedioxyamphetamine;
- 432 (H) 4-methyl-2,5-dimethoxy-amphetamine, some trade and other names:  
433 4-methyl-2,5-dimethoxy- $\alpha$ -methylphenethylamine; "DOM"; and "STP";
- 434 (I) 3,4-methylenedioxy amphetamine;
- 435 (J) 3,4-methylenedioxymethamphetamine (MDMA);
- 436 (K) 3,4-methylenedioxy-N-ethylamphetamine, also known as N-ethyl-  
437  $\alpha$ -methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA;
- 438 (L) N-hydroxy-3,4-methylenedioxyamphetamine, also known as  
439 N-hydroxy- $\alpha$ -methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA;
- 440 (M) 3,4,5-trimethoxy amphetamine;
- 441 (N) Bufotenine, some trade and other names:  
442 3-( $\beta$ -Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N,  
443 N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine;
- 444 (O) Diethyltryptamine, some trade and other names: N,N-Diethyltryptamine; DET;
- 445 (P) Dimethyltryptamine, some trade or other names: DMT;
- 446 (Q) Ibogaine, some trade and other names:  
447 7-Ethyl-6,6 $\beta$ ,7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano-5H-pyrido [1', 2':1,2] azepino  
448 [5,4-b] indole; Tabernanthe iboga;
- 449 (R) Lysergic acid diethylamide;
- 450 (S) Marijuana;
- 451 (T) Mescaline;
- 452 (U) Parahexyl, some trade or other names:  
453 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl;
- 454 (V) Peyote, meaning all parts of the plant presently classified botanically as  
455 *Lophophora williamsii* Lemaire, whether growing or not, the seeds thereof, any extract from  
456 any part of such plant, and every compound, manufacture, salts, derivative, mixture, or  
457 preparation of such plant, its seeds or extracts (Interprets 21 USC 812(c), Schedule I(c) (12));
- 458 (W) N-ethyl-3-piperidyl benzilate;
- 459 (X) N-methyl-3-piperidyl benzilate;
- 460 (Y) Psilocybin;
- 461 (Z) Psilocyn;

462 (AA) Tetrahydrocannabinols, naturally contained in, or extracted or isolated from, a  
463 plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of the substances  
464 contained in the cannabis plant, or in the resinous extractives of Cannabis, sp. and/or synthetic  
465 substances, derivatives, and their isomers with similar chemical structure and pharmacological  
466 activity to those substances contained in the plant, such as the following:  $\Delta$ 1 cis or trans  
467 tetrahydrocannabinol, and their optical isomers  $\Delta$ 6 cis or trans tetrahydrocannabinol, and their  
468 optical isomers  $\Delta$ 3,4 cis or trans tetrahydrocannabinol, and its optical isomers, and since  
469 nomenclature of these substances is not internationally standardized, compounds of these  
470 structures, regardless of numerical designation of atomic positions covered;

471 (BB) Ethylamine analog of phencyclidine, some trade or other names:

472 N-ethyl-1-phenylcyclohexylamine, (1-phenylcyclohexyl)ethylamine,

473 N-(1-phenylcyclohexyl)ethylamine, cyclohexamine, PCE;

474 (CC) Pyrrolidine analog of phencyclidine, some trade or other names:

475 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP;

476 (DD) Thiophene analog of phencyclidine, some trade or other names:

477 1-[1-(2-thienyl)-cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine, TPCP, TCP; and

478 (EE) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine, some other names: TCPy.

479 (iv) Unless specifically excepted or unless listed in another schedule, any material  
480 compound, mixture, or preparation which contains any quantity of the following substances  
481 having a depressant effect on the central nervous system, including its salts, isomers, and salts  
482 of isomers when the existence of the salts, isomers, and salts of isomers is possible within the  
483 specific chemical designation:

484 (A) Mecloqualone; and

485 (B) Methaqualone.

486 (v) Any material, compound, mixture, or preparation containing any quantity of the  
487 following substances having a stimulant effect on the central nervous system, including their  
488 salts, isomers, and salts of isomers:

489 (A) Aminorex, some other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or  
490 4,5-dihydro-5-phenyl-2-oxazolamine;

491 (B) Cathinone, some trade or other names: 2-amino-1-phenyl-1-propanone,  
492 alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone;

- 493 (C) Fenethylamine;
- 494 (D) Methcathinone, some other names: 2-(methylamino)-propionophenone;
- 495 alpha-(methylamino)propionophenone; 2-(methylamino)-1-phenylpropan-1-one;
- 496 alpha-N-methylaminopropionophenone; monomethylpropion; ephedrone; N-methylcathinone;
- 497 methylcathinone; AL-464; AL-422; AL-463 and UR1432, its salts, optical isomers, and salts of
- 498 optical isomers;
- 499 (E) ( $\pm$ )cis-4-methylaminorex (( $\pm$ )cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine);
- 500 (F) N-ethylamphetamine; and
- 501 (G) N,N-dimethylamphetamine, also known as
- 502 N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine.
- 503 (vi) Any material, compound, mixture, or preparation which contains any quantity of
- 504 the following substances, including their optical isomers, salts, and salts of isomers, subject to
- 505 temporary emergency scheduling:
- 506 (A) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl); and
- 507 (B) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thienylfentanyl).
- 508 (vii) Unless specifically excepted or unless listed in another schedule, any material,
- 509 compound, mixture, or preparation which contains any quantity of gamma hydroxy butyrate
- 510 (gamma hydrobutyric acid), including its salts, isomers, and salts of isomers.
- 511 (b) Schedule II:
- 512 (i) Unless specifically excepted or unless listed in another schedule, any of the
- 513 following substances whether produced directly or indirectly by extraction from substances of
- 514 vegetable origin, or independently by means of chemical synthesis, or by a combination of
- 515 extraction and chemical synthesis:
- 516 (A) Opium and opiate, and any salt, compound, derivative, or preparation of opium or
- 517 opiate, excluding apomorphine, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone,
- 518 and their respective salts, but including:
- 519 (I) Raw opium;
- 520 (II) Opium extracts;
- 521 (III) Opium fluid;
- 522 (IV) Powdered opium;
- 523 (V) Granulated opium;

- 524 (VI) Tincture of opium;
- 525 (VII) Codeine;
- 526 (VIII) Ethylmorphine;
- 527 (IX) Etorphine hydrochloride;
- 528 (X) Hydrocodone;
- 529 (XI) Hydromorphone;
- 530 (XII) Metopon;
- 531 (XIII) Morphine;
- 532 (XIV) Oxycodone;
- 533 (XV) Oxymorphone; and
- 534 (XVI) Thebaine;
- 535 (B) Any salt, compound, derivative, or preparation which is chemically equivalent or
- 536 identical with any of the substances referred to in Subsection (2)(b)(i)(A), except that these
- 537 substances may not include the isoquinoline alkaloids of opium;
- 538 (C) Opium poppy and poppy straw;
- 539 (D) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and
- 540 any salt, compound, derivative, or preparation which is chemically equivalent or identical with
- 541 any of these substances, and includes cocaine and ecgonine, their salts, isomers, derivatives,
- 542 and salts of isomers and derivatives, whether derived from the coca plant or synthetically
- 543 produced, except the substances may not include decocainized coca leaves or extraction of coca
- 544 leaves, which extractions do not contain cocaine or ecgonine; and
- 545 (E) Concentrate of poppy straw, which means the crude extract of poppy straw in either
- 546 liquid, solid, or powder form which contains the phenanthrene alkaloids of the opium poppy.
- 547 (ii) Unless specifically excepted or unless listed in another schedule, any of the
- 548 following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and
- 549 ethers, when the existence of the isomers, esters, ethers, and salts is possible within the specific
- 550 chemical designation, except dextrorphan and levopropoxyphene:
  - 551 (A) Alfentanil;
  - 552 (B) Alphaprodine;
  - 553 (C) Anileridine;
  - 554 (D) Bezitramide;

- 555 (E) Bulk dextropropoxyphene (nondosage forms);  
556 (F) Carfentanil;  
557 (G) Dihydrocodeine;  
558 (H) Diphenoxylate;  
559 (I) Fentanyl;  
560 (J) Isomethadone;  
561 (K) Levo-alpha-acetylmethadol, some other names: levo-alpha-acetylmethadol,  
562 levomethadyl acetate, or LAAM;  
563 (L) Levomethorphan;  
564 (M) Levorphanol;  
565 (N) Metazocine;  
566 (O) Methadone;  
567 (P) Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;  
568 (Q) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic  
569 acid;  
570 (R) Pethidine (meperidine);  
571 (S) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;  
572 (T) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;  
573 (U) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;  
574 (V) Phenazocine;  
575 (W) Piminodine;  
576 (X) Racemethorphan;  
577 (Y) Racemorphan;  
578 (Z) Remifentanil; and  
579 (AA) Sufentanil.  
580 (iii) Unless specifically excepted or unless listed in another schedule, any material,  
581 compound, mixture, or preparation which contains any quantity of the following substances  
582 having a stimulant effect on the central nervous system:  
583 (A) Amphetamine, its salts, optical isomers, and salts of its optical isomers;  
584 (B) Methamphetamine, its salts, isomers, and salts of its isomers;  
585 (C) Phenmetrazine and its salts; and

586 (D) Methylphenidate.

587 (iv) Unless specifically excepted or unless listed in another schedule, any material,  
588 compound, mixture, or preparation which contains any quantity of the following substances  
589 having a depressant effect on the central nervous system, including its salts, isomers, and salts  
590 of isomers when the existence of the salts, isomers, and salts of isomers is possible within the  
591 specific chemical designation:

592 (A) Amobarbital;

593 (B) Glutethimide;

594 (C) Pentobarbital;

595 (D) Phencyclidine;

596 (E) Phencyclidine immediate precursors: 1-phenylcyclohexylamine and  
597 1-piperidinocyclohexanecarbonitrile (PCC); and

598 (F) Secobarbital.

599 (v) (A) Unless specifically excepted or unless listed in another schedule, any material,  
600 compound, mixture, or preparation which contains any quantity of Phenylacetone.

601 (B) Some of these substances may be known by trade or other names:

602 phenyl-2-propanone; P2P; benzyl methyl ketone; and methyl benzyl ketone.

603 (vi) Nabilone, another name for nabilone:

604 ( $\pm$ )-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,  
605 6-dimethyl-9H-dibenzo[b,d]pyran-9-one.

606 (vii) A drug product or preparation that contains any component of marijuana,  
607 including tetrahydrocannabinol, and is approved by the United States Food and Drug  
608 Administration and scheduled by the Drug Enforcement Administration in Schedule II of the  
609 federal Controlled Substances Act, Title II, P.L. 91-513.

610 (c) Schedule III:

611 (i) Unless specifically excepted or unless listed in another schedule, any material,  
612 compound, mixture, or preparation which contains any quantity of the following substances  
613 having a stimulant effect on the central nervous system, including its salts, isomers whether  
614 optical, position, or geometric, and salts of the isomers when the existence of the salts, isomers,  
615 and salts of isomers is possible within the specific chemical designation:

616 (A) Those compounds, mixtures, or preparations in dosage unit form containing any

617 stimulant substances listed in Schedule II, which compounds, mixtures, or preparations were  
618 listed on August 25, 1971, as excepted compounds under Section 1308.32 of Title 21 of the  
619 Code of Federal Regulations, and any other drug of the quantitative composition shown in that  
620 list for those drugs or which is the same except that it contains a lesser quantity of controlled  
621 substances;

622 (B) Benzphetamine;

623 (C) Chlorphentermine;

624 (D) Clortermine; and

625 (E) Phendimetrazine.

626 (ii) Unless specifically excepted or unless listed in another schedule, any material,  
627 compound, mixture, or preparation which contains any quantity of the following substances  
628 having a depressant effect on the central nervous system:

629 (A) Any compound, mixture, or preparation containing amobarbital, secobarbital,  
630 pentobarbital, or any salt of any of them, and one or more other active medicinal ingredients  
631 which are not listed in any schedule;

632 (B) Any suppository dosage form containing amobarbital, secobarbital, or  
633 pentobarbital, or any salt of any of these drugs which is approved by the Food and Drug  
634 Administration for marketing only as a suppository;

635 (C) Any substance which contains any quantity of a derivative of barbituric acid or any  
636 salt of any of them;

637 (D) Chlorhexadol;

638 (E) Buprenorphine;

639 (F) Any drug product containing gamma hydroxybutyric acid, including its salts,  
640 isomers, and salts of isomers, for which an application is approved under the federal Food,  
641 Drug, and Cosmetic Act, Section 505;

642 (G) Ketamine, its salts, isomers, and salts of isomers, some other names for ketamine:  
643  $\pm$  -2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone;

644 (H) Lysergic acid;

645 (I) Lysergic acid amide;

646 (J) Methyprylon;

647 (K) Sulfondiethylmethane;

648 (L) Sulfonethylmethane;

649 (M) Sulfonmethane; and

650 (N) Tiletamine and zolazepam or any of their salts, some trade or other names for a  
651 tiletamine-zolazepam combination product: Telazol, some trade or other names for tiletamine:  
652 2-(ethylamino)-2-(2-thienyl)-cyclohexanone, some trade or other names for zolazepam:  
653 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one,  
654 flupyrzapon.

655 (iii) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a  
656 U.S. Food and Drug Administration approved drug product, some other names for dronabinol:  
657 (6aR-trans)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo[b,d]pyran-1-ol, or  
658 (-)-delta-9-(trans)-tetrahydrocannabinol.

659 (iv) Nalorphine.

660 (v) Unless specifically excepted or unless listed in another schedule, any material,  
661 compound, mixture, or preparation containing limited quantities of any of the following  
662 narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid:

663 (A) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90  
664 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of  
665 opium;

666 (B) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90  
667 milligrams per dosage unit, with one or more active non-narcotic ingredients in recognized  
668 therapeutic amounts;

669 (C) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more  
670 than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline  
671 alkaloid of opium;

672 (D) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more  
673 than 15 milligrams per dosage unit, with one or more active, non-narcotic ingredients in  
674 recognized therapeutic amounts;

675 (E) Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90  
676 milligrams per dosage unit, with one or more active non-narcotic ingredients in recognized  
677 therapeutic amounts;

678 (F) Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more

679 than 15 milligrams per dosage unit, with one or more active, non-narcotic ingredients in  
680 recognized therapeutic amounts;

681 (G) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not  
682 more than 25 milligrams per dosage unit, with one or more active, non-narcotic ingredients in  
683 recognized therapeutic amounts; and

684 (H) Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with  
685 one or more active, non-narcotic ingredients in recognized therapeutic amounts.

686 (vi) Unless specifically excepted or unless listed in another schedule, anabolic steroids  
687 including any of the following or any isomer, ester, salt, or derivative of the following that  
688 promotes muscle growth:

- 689 (A) Boldenone;
- 690 (B) Chlorotestosterone (4-chlortestosterone);
- 691 (C) Clostebol;
- 692 (D) Dehydrochlormethyltestosterone;
- 693 (E) Dihydrotestosterone (4-dihydrotestosterone);
- 694 (F) Drostanolone;
- 695 (G) Ethylestrenol;
- 696 (H) Fluoxymesterone;
- 697 (I) Formebolone (formebolone);
- 698 (J) Mesterolone;
- 699 (K) Methandienone;
- 700 (L) Methandranone;
- 701 (M) Methandriol;
- 702 (N) Methandrostenolone;
- 703 (O) Methenolone;
- 704 (P) Methyltestosterone;
- 705 (Q) Mibolerone;
- 706 (R) Nandrolone;
- 707 (S) Norethandrolone;
- 708 (T) Oxandrolone;
- 709 (U) Oxymesterone;

- 710 (V) Oxymetholone;
- 711 (W) Stanolone;
- 712 (X) Stanozolol;
- 713 (Y) Testolactone;
- 714 (Z) Testosterone; and
- 715 (AA) Trenbolone.

716 (vii) Anabolic steroids expressly intended for administration through implants to cattle  
717 or other nonhuman species, and approved by the Secretary of Health and Human Services for  
718 use, may not be classified as a controlled substance.

719 (viii) A drug product or preparation that contains any component of marijuana,  
720 including tetrahydrocannabinol, and is approved by the United States Food and Drug  
721 Administration and scheduled by the Drug Enforcement Administration in Schedule III of the  
722 federal Controlled Substances Act, Title II, P.L. 91-513.

723 (ix) Nabiximols.

724 (d) Schedule IV:

725 (i) Unless specifically excepted or unless listed in another schedule, any material,  
726 compound, mixture, or preparation containing not more than 1 milligram of difenoxin and not  
727 less than 25 micrograms of atropine sulfate per dosage unit, or any salts of any of them.

728 (ii) Unless specifically excepted or unless listed in another schedule, any material,  
729 compound, mixture, or preparation which contains any quantity of the following substances,  
730 including its salts, isomers, and salts of isomers when the existence of the salts, isomers, and  
731 salts of isomers is possible within the specific chemical designation:

- 732 (A) Alprazolam;
- 733 (B) Barbital;
- 734 (C) Bromazepam;
- 735 (D) Butorphanol;
- 736 (E) Camazepam;
- 737 (F) Carisoprodol;
- 738 (G) Chloral betaine;
- 739 (H) Chloral hydrate;
- 740 (I) Chlordiazepoxide;

- 741 (J) Clobazam;
- 742 (K) Clonazepam;
- 743 (L) Clorazepate;
- 744 (M) Clotiazepam;
- 745 (N) Cloxazolam;
- 746 (O) Delorazepam;
- 747 (P) Diazepam;
- 748 (Q) Dichloralphenazone;
- 749 (R) Estazolam;
- 750 (S) Ethchlorvynol;
- 751 (T) Ethinamate;
- 752 (U) Ethyl loflazepate;
- 753 (V) Fludiazepam;
- 754 (W) Flunitrazepam;
- 755 (X) Flurazepam;
- 756 (Y) Halazepam;
- 757 (Z) Haloxazolam;
- 758 (AA) Ketazolam;
- 759 (BB) Loprazolam;
- 760 (CC) Lorazepam;
- 761 (DD) Lormetazepam;
- 762 (EE) Mebutamate;
- 763 (FF) Medazepam;
- 764 (GG) Meprobamate;
- 765 (HH) Methohexital;
- 766 (II) Methylphenobarbital (mephobarbital);
- 767 (JJ) Midazolam;
- 768 (KK) Nimetazepam;
- 769 (LL) Nitrazepam;
- 770 (MM) Nordiazepam;
- 771 (NN) Oxazepam;

772 (OO) Oxazolam;  
773 (PP) Paraldehyde;  
774 (QQ) Pentazocine;  
775 (RR) Petrichloral;  
776 (SS) Phenobarbital;  
777 (TT) Pinazepam;  
778 (UU) Prazepam;  
779 (VV) Quazepam;  
780 (WW) Temazepam;  
781 (XX) Tetrazepam;  
782 (YY) Tramadol;  
783 (ZZ) Triazolam;  
784 (AAA) Zaleplon; and  
785 (BBB) Zolpidem.

786 (iii) Any material, compound, mixture, or preparation of fenfluramine which contains  
787 any quantity of the following substances, including its salts, isomers whether optical, position,  
788 or geometric, and salts of the isomers when the existence of the salts, isomers, and salts of  
789 isomers is possible.

790 (iv) Unless specifically excepted or unless listed in another schedule, any material,  
791 compound, mixture, or preparation which contains any quantity of the following substances  
792 having a stimulant effect on the central nervous system, including its salts, isomers whether  
793 optical, position, or geometric isomers, and salts of the isomers when the existence of the salts,  
794 isomers, and salts of isomers is possible within the specific chemical designation:

795 (A) Cathine ((+)-norpseudoephedrine);  
796 (B) Diethylpropion;  
797 (C) Fencamfamine;  
798 (D) Fenproporex;  
799 (E) Mazindol;  
800 (F) Mefenorex;  
801 (G) Modafinil;  
802 (H) Pemoline, including organometallic complexes and chelates thereof;

- 803 (I) Phentermine;
- 804 (J) Pipradrol;
- 805 (K) Sibutramine; and
- 806 (L) SPA ((-)-1-dimethylamino-1,2-diphenylethane).
- 807 (v) Unless specifically excepted or unless listed in another schedule, any material,
- 808 compound, mixture, or preparation which contains any quantity of dextropropoxyphene
- 809 (alpha-(+)-4-dimethylamino-1, 2-diphenyl-3-methyl-2-propionoxybutane), including its salts.
- 810 (vi) A drug product or preparation that contains any component of marijuana and is
- 811 approved by the United States Food and Drug Administration and scheduled by the Drug
- 812 Enforcement Administration in Schedule IV of the federal Controlled Substances Act, Title II,
- 813 P.L. 91-513.
- 814 (e) Schedule V:
- 815 (i) Any compound, mixture, or preparation containing any of the following limited
- 816 quantities of narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid,
- 817 which includes one or more non-narcotic active medicinal ingredients in sufficient proportion
- 818 to confer upon the compound, mixture, or preparation valuable medicinal qualities other than
- 819 those possessed by the narcotic drug alone:
- 820 (A) not more than 200 milligrams of codeine per 100 milliliters or per 100 grams;
- 821 (B) not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100
- 822 grams;
- 823 (C) not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100
- 824 grams;
- 825 (D) not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of
- 826 atropine sulfate per dosage unit;
- 827 (E) not more than 100 milligrams of opium per 100 milliliters or per 100 grams;
- 828 (F) not more than 0.5 milligram of difenoxin and not less than 25 micrograms of
- 829 atropine sulfate per dosage unit; and
- 830 (G) unless specifically exempted or excluded or unless listed in another schedule, any
- 831 material, compound, mixture, or preparation which contains Pyrovalerone having a stimulant
- 832 effect on the central nervous system, including its salts, isomers, and salts of isomers.
- 833 (ii) A drug product or preparation that contains any component of marijuana, including

834 cannabidiol, and is approved by the United States Food and Drug Administration and  
835 scheduled by the Drug Enforcement Administration in Schedule V of the federal Controlled  
836 Substances Act, Title II, P.L. 91-513.